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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

is re application of

Takashi UDAGAWA

Appln. No.: 09/885,943

Confirmation No.: 6215

Filed: June 22, 2001

Docket No: Q61743

Allowed: November 6, 2003

Group Art Unit: 2826

Examiner: Johannes P. MONDT

For: **GROUP-III NITRIDE SEMICONDUCTOR LIGHT-EMITTING DEVICE AND
PRODUCTION METHOD THEREOF**

**RESUBMISSION OF ENGLISH LANGUAGE TRANSLATION OF U.S. PROVISIONAL
APPLICATION NO. 60/247,989, WITH DECLARATION AND
SUBMISSION OF SUMMARY OF EXAMINER INTERVIEW**

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Further to the Response under 37 C.F.R. § 1.312 filed December 5, 2003, Applicant resubmits the English translation of U.S. Provisional Application No. 60/247,989, originally filed in Japanese, and the Declaration of true and correct translation thereof, which were filed on June 22, 2001, and request entry of these documents into the file. These documents were filed on June 22, 2001, as indicated in the USPTO receipt stamped copy of the Request of Early Notification of Serial Number filing receipt dated June 22, 2001, and the Application transmittal cover sheet, also dated June 22, 2001 (copies attached).

In the Notice of Allowability, Form PTOL-37, mailed November 6, 2003, the Examiner checked box 5, acknowledging Applicant's claim for domestic priority under 35 U.S.C. § 119(e) to a provisional application, namely, Provisional Application No. 60/247,989. However, Applicant points out that the Examiner did not check box 5.(a), acknowledging receipt of the translation of the foreign language provisional application.



SUGHRUE MION ZINN MACPEAK & SEAS, PLLC

June 22, 2001

BOX PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Re: Application of Takashi UDAGAWA
GROUP-III NITRIDE SEMICONDUCTOR LIGHT-EMITTING DEVICE AND
PRODUCTION METHOD THEREOF
Assignee: SHOWA DENKO K.K.
Our Ref. Q61743

Dear Sir:

FILED

Attached hereto is the application identified above including thirty-six (36) sheets of the specification, including the claims and abstract, four (4) sheets of drawings, executed Assignment and PTO 1595 form, and executed Declaration and Power of Attorney. Also enclosed is the Information Disclosure Statement and PTO form 1449, and a sworn translation of U.S. Provisional Application No. 60/247,989.

The Government filing fee is calculated as follows:

Total claims	21	-	20	=	1	x	\$18.00	=	\$18.00
Independent claims	2	-	3	=		x	\$80.00	=	\$0.00
Base Fee									\$710.00
TOTAL FILING FEE									\$728.00
Recordation of Assignment									\$40.00
TOTAL FEE									\$768.00

Checks for the statutory filing fee of \$728.00 and Assignment recordation fee of \$40.00 are attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 and any petitions for extension of time under 37 C.F.R. § 1.136 which may be required during the entire pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.

Priority is claimed from June 22, 2000 based on Japanese Application No. P2000-188214 and benefit is claimed from November 14, 2000 based on U.S. Provisional Application No. 60/247,989. The priority document is enclosed herewith.

Respectfully submitted,
SUGHRUE, MION, ZINN,
MACPEAK & SEAS, PLLC
Attorneys for Applicant

By: Bruce E. Kramer
Bruce E. Kramer
Registration No. 33,725

BEK/amt



REQUEST OF EARLY NOTIFICATION OF SERIAL NUMBER

Inventor(s): Takashi UDAGAWA

Title: GROUP-III NITRIDE SEMICONDUCTOR LIGHT-EMITTING
DEVICE AND PRODUCTION METHOD THEREOF

11002 U.S. PTO
09/885943

Atty Doc. #: Q61743 Client: SHOWA DENKO K.K.

Filing Date: June 22, 2001 # Pgs. Spec/Abst: 35/1 #Claims: 206/22/01

Dwg. Sheets: 4 Decl YES Prelim Amdt NO
PTO Form 1449

IDS/Prior Art: YES Pr Doc: YES(1) Asgmt: YES Fee: \$728.00/40.00
PTO Form 1595

☒ Check Attached ☐ Charge to Deposit # 19-4880 Atty/Sec: BEK/amt

SERIAL NO.:

CONF NO.:

BEST AVAILABLE COPY

**RESUBMISSION OF ENGLISH LANGUAGE TRANSLATION
OF U.S. PROVISIONAL APPLICATION, WITH DECLARATION
AND SUBMISSION OF SUMMARY OF EXAMINER INTERVIEW**
U.S. Application No. 09/885,643

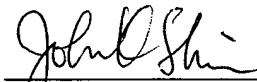
Q61743

Substance of Summary of Examiner Interview

In a telephone interview with Examiner Mondt on May 5, 2004, this issue was discussed, and Examiner Mondt, after a computer search of the incoming documents from this application, could not locate or confirm that the English language translation of the foreign language provisional application was filed on June 22, 2001, and received by the USPTO. As indicated by Applicant's representative to the Examiner, Applicant resubmits a copy of the English translation of the U.S. provisional application in the Japanese language and the Declaration of true and correct translation thereof, which were filed on June 22, 2001, and request entry of these documents into the file.

No fee is believed to be necessary for this filing, as the accompanying documents indicate that this filing would not have been necessary but for the USPTO's apparent mistake. However, if necessary, the USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



John K. Shin
Registration No. 48,409

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Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: May 6, 2004